

#551
1 BILL NO. G-93-11-08

2 GENERAL ORDINANCE NO. G- 04-94.

3 AN ORDINANCE amending the Thoroughfare
4 Plan of the City Comprehensive ("Master")
5 Plan by vacating an alley thereof.

6 WHEREAS, a petition to vacate an alley within the City of
7 Fort Wayne (as more specifically described below) was duly
8 filed with the City Planning Commission; and

9 WHEREAS, said Commission duly held a public hearing
10 thereon; and

11 WHEREAS, said Commission has duly forwarded its
12 recommendation to this body approving said petition, all in
13 accordance with I.C. 36-7-4-512(2) and this body having held
14 a public hearing on said vacation as provided in I.C. 36-7-4-
15 12; and

16 WHEREAS, this body concurs in the recommendation of the
17 City Planning Commission.

18 NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
19 THE CITY OF FORT WAYNE, INDIANA:

20 SECTION 1. That the petition filed herein to vacate an
21 alley within the City of Fort Wayne, more specifically
22 described as follows, to-wit:

23 The 10 foot wide alley in Alerdings Sub-Lot 5 beside the
24 house, 1422 Hugh Street. It runs north and south from
25 Hugh Street to the city alley - east and west between
26 McCulloch and Ohio Streets - South of 1422 Hugh Street
27 property. Beginning at the Northeast corner of Lot #5
28 Alerding's Subdivision; south along the east property
line of said Lot #5 to point of intersection with north
right-of-way line of the east-west alley east to the
southwest corner of Lot #5 of Alerding Subdivision and
north along the west property lines of Lots 5, 4, 3, 2
and 1 of said addition east along the south right-of-way
line of Hugh Street to the point of beginning.

29 and which vacating amends the Thoroughfare Plan of the City
30 Comprehensive ("Master") Plan and is hereby approved in all
31 respects.

32 SECTION 2. That this Ordinance shall be in full force
and effect from and after its passage, any and all necessary
approval by the Mayor.


COUNCILMEMBER

551
1 APPROVED AS TO FORM AND LEGALITY:

2 J. Timothy McCaulay
3 J. TIMOTHY MCCAULAY, CITY ATTORNEY

4 ** Public hearing to be held on _____,
5 the _____ day of _____, 1993,
6 in the Council Chambers.

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8 Sandra E. Kennedy, City Clerk
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Read the first time in full and on motion by Parino,
and duly adopted, ~~read the second time by title and~~ referred to the
Committee on _____ (and the City Plan Commission
for recommendation) and Public Hearing to be held after due legal notice, at
the Common Council Council Conference Room 128, City-County Building, Fort
Wayne, Indiana, on _____, the _____ day of _____
_____, 19_____, at _____ o'clock
_____, M., E.S.T.

DATED: 11-9-93

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Parino,
and duly adopted, placed on its passage. PASSED LOST
by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>9</u>			
BRADBURY	<u>✓</u>			
EDMONDS	<u>✓</u>			
GIAQUINTA	<u>✓</u>			
HENRY	<u>✓</u>			
LONG	<u>✓</u>			
LUNSEY	<u>✓</u>			
RAVINE	<u>✓</u>			
SCHMIDT	<u>✓</u>			
TALARICO	<u>✓</u>			

DATED: 3-8-94

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,
Indiana, as (ANNEXATION) _____ (APPROPRIATION) _____ (GENERAL)
(SPECIAL) _____ (ZONING) _____ ORDINANCE _____ RESOLUTION NO. 8-04-94
on the 8th day of March, 1994

ATTEST:

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

(SEAL)
Don J. Schmitter
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on
the 9th day of March, 1994,
at the hour of 11:30 o'clock A, M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 10th day of March,
1994, at the hour of 8:00 o'clock A M., E.S.T.

PAUL HELMKE
PAUL HELMKE, MAYOR

RECEIPT

No 14898

COMMUNITY & ECONOMIC DEVELOPMENT

FT. WAYNE, IN., 9-20 1993

RECEIVED FROM Barbara Mitchell \$ 150.00

THE SUM OF One hundred + fifty + 00/100 DOLLARS

ON ACCOUNT OF Alley Vacation

4979

[Signature]

PAID BY: CASH ☐ CHECK ☒ M.O. ☐

AUTHORIZED SIGNATURE

Date Filed: July 16, 1993

Vacation Petition

I/We Dorothy M. Mitchell
(Applicant's Name or Names)

PETITION TO VACATE 10 Foot Alley Alerdings Sub -Lot 5,
(Street, Alley, Utility Easement, Plat,
South of 1422 Hugh Street
Other)

TO: THE CITY PLAN COMMISSION
CITY OF FORT WAYNE, INDIANA

The undersigned petitioner(s), do (does) hereby respectfully
petition the Fort Wayne City Plan Commission to vacate the
following 10 Ft. Alley Alerdings Sub - Lot 5 with the City of Fort
Wayne, Indiana, and hereby described as follows:

The 10 Ft. Alley in the Alerdings SUB-Lot 5 beside the house, 1422 Hugh
Street. It runs North & South from Hugh Street to the City Alley - East
and West between McCulloch & Ohio Streets - South of 1422 Hugh St. Property.
Northeast corner of lot 5 Alerdings Subdivision South along East Property
(Legal Description of property being vacated) If additional(over)
space is needed use reverse side.)

In support thereof, your petitioner(s) would represent as
follows:

(List reasons for requesting vacation.)

High speed traffic traveling to and fro from Hugh Street to the City Alley
East of the 1422 Hugh Street. Fear for safety of my children, grand-
children, and elderly residence plus myself. Fearful of large crowds con-
gregating throughout the day and night in the City Alley South of the
1422 Hugh Street property garage and in the 10 Ft. Alley. Fearful of
forced entry into my home. Fearful of strangers walking too close to
the rear door... passing through 10 Ft. Alley

(If additional space is needed use reverse side.)

Your petitioner(s) file this petition pursuant to the authority
granted in Indiana Code, and provisions of local ordinance, in
order to complete the vacation as described.

WHEREFORE, your petitioner(s) pray that the above described
be vacated according to the provisions
of the Indiana Law pertaining thereto.

DATED THIS 16 DAY OF July 1993

Huston & Cleomine Williams

Adjacent Property Owner
Typed Name

1304 McCulloch 46803

Address Zip

Huston & Cleomine Williams
Signature

Dorothy M. Mitchell

Adjacent Property Owner
Typed Name

1308 McCulloch St 46803

Address Zip

Dorothy M. Mitchell
Signature

Legal Description of Property:

line of said Lot 5 to point of intersection with North right-a-way line
East & Westalley East to the SouthWestcorner of Lot 5 of Aldering Subdivision
and North along the West property lines of Lots 5, 4, 3, 2 and 1 of said
addition East along the South right-a-way line of Hugh Street to the point
of beginning.

Additional Reasons for Vacation Request:

Owners of Adjacent Property:

Regina Y. Simmons 1312 McCulloch St 46803
Roger D. Lattimore Jr. 1316 McCulloch St. 46803

Regina Y. Simmons
Roger D. Lattimore Jr.

Adjacent Owners TYPED Name	Property	Address/Zip	Signature
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NOTICE:

FILING OF THIS APPLICATION GRANTS THE CITY OF FORT WAYNE
PERMISSION TO POST "OFFICIAL NOTICE" ON THE PETITIONED PROPERTY.

FAILURE TO POST, OR TO MAINTAIN POSTING CAN PREVENT THE PUBLIC
HEARING FROM BEING HELD.

This form is to be filed in duplicate.

AGENT:

Dorothy M. Mitchell
Name
1422 Hugh Street
Street Address
Fort Wayne, IN 46803
City/State/Zip
219- 424-3808
Phone

Date Filed: July 16, 1993

Vacation Petition

I/We Dorothy M. Mitchell

(Applicant's Name or Names)

PETITION TO VACATE 10 Foot Alley Alerdings Sub -Lot 5,
(Street, Alley, Utility Easement, Plat,
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Other)

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follows:

(List reasons for requesting vacation.)

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East of the 1422 Hugh Street. Fear for safety of my children, grand-
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gregating throughout the day and night in the City Alley South of the
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forced entry into my home. Fearful of strangers walking too close to
the rear door... passing through 10 Ft. Alley

(If additional space is needed use reverse side.)

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granted in Indiana Code, and provisions of local ordinance, in
order to complete the vacation as described.

WHEREFORE, your petitioner(s) pray that the above described
be vacated according to the provisions
of the Indiana Law pertaining thereto.

DATED THIS 16 DAY OF July 1993

Huston & Cleomine Williams

Adjacent Property Owner
Typed Name

1304 McCulloch 46803
Address Zip

Huston & Cleomine Williams
Signature

Dorothy M. Mitchell

Adjacent Property Owner
Typed Name

1308 McCulloch St 46803
Address Zip

Dorothy M. Mitchell
Signature

Legal Description of Property:

line of said Lot 5 to point of intersection with North right-a-way line East & Westalley East to the SouthWestcorner of Lot 5 of Aldering Subdivision and North along the West property lines of Lots 5, 4, 3, 2 and 1 of said addition East along the South right-a-way line of Hugh Street to the point of beginning.

Additional Reasons for Vacation Request:

Owners of Adjacent Property:

Regina Y. Simmons 1312 McCulloch St 46803

Regina Y. Simmons

oger D. Lattimore Jr. 1316 McCulloch St. 46803

Roger D. Lattimore Jr.

Glen Ray Williams 13 McCulloch St. 46803

Glen R. Williams

Adjacent Property Address/Zip
Owners TYPED Name

Signature

NOTICE:

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FAILURE TO POST, OR TO MAINTAIN POSTING CAN PREVENT THE PUBLIC HEARING FROM BEING HELD.

This form is to be filed in duplicate.

AGENT:

Dorothy M. Mitchell

Name

1422 Hugh Street

Street Address

Fort Wayne, IN 46803

City/State/Zip

219- 474-3808

Phone

RESOLUTION

WHEREAS, DOROTHY M. MITCHELL has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated alley situated in Fort Wayne, Allen County, to-wit:

The 10 foot wide alley in Alerdings Sub-Lot 5 beside the house, 1422 Hugh Street. It runs north and south from Hugh Street to the city alley - east and west between McCulloch and Ohio Streets - South of 1422 Hugh Street property. Beginning at the Northeast corner of Lot #5 Alerding's Subdivision; south along the east property line of said Lot #5 to point of intersection with north right-of-way line of the east-west alley east to the southwest corner of Lot #5 of Alerding Subdivision and north along the west property lines of Lots 5, 4, 3, 2 and 1 of said addition east along the south right-of-way line of Hugh Street to the point of beginning.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-12; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said public hearing was held on November 15, 1993 at 7:00 P.M. and at such hearing there were no objections of any kind or character which should prevent the vacation of said dedicated alley.

WHEREAS, said vacation of dedicated alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated alley hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated alley hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said dedicated alley or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of said dedicated alley in Allen County, Indiana.

STATE OF INDIANA)

) SS:

COUNTY OF ALLEN)

I, Carol Kettler Sharp, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held, November 22, 1993 and as the same appears of record in the official records of said Plan Commission.

DATED THIS 31st DAY OF January 1994

FORT WAYNE CITY PLAN COMMISSION

Carol Kettler Sharp

Carol Kettler Sharp
Secretary

RESOLUTION 81-13-15.

WHEREAS, DOROTHY M. MITCHELL has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated alley situated in Fort Wayne, Allen County, to-wit:

The 10 foot wide alley in Alerdings Sub-Lot 5 beside the house, 1422 Hugh Street. It runs north and south from Hugh Street to the city alley - east and west between McCulloch and Ohio Streets - South of 1422 Hugh Street property. Beginning at the Northeast corner of Lot #5 Alerding's Subdivision; south along the east property line of said Lot #5 to point of intersection with north right-of-way line of the east-west alley east to the southwest corner of Lot #5 of Alerding Subdivision and north along the west property lines of Lots 5, 4, 3, 2 and 1 of said addition east along the south right-of-way line of Hugh Street to the point of beginning.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-12; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of dedicated alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said dedicated alley hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said dedicated alley hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portion of dedicated ***** or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

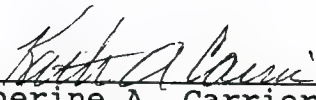
STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

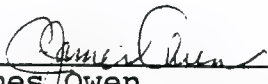
I, CHARLES E. LAYTON, Director of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works at their meeting held 26 JAN. '94 and as same appears of record in the official records of the Board of Public Works.

DATED THIS 26 DAY OF JANUARY 1994

FORT WAYNE BOARD OF PUBLIC WORKS

Charles E. Layton
Director of Public Works


Katherine A. Carrier
Member, Board of Public Works


C. James Owen
Member, Board of Public Works

#551

ORIGINAL

ORIGINAL

DIGEST SHEET

TITLE OF ORDINANCE Alley Vacation Ordinance

DEPARTMENT REQUESTING ORDINANCE Land Use Management - C&ED

SYNOPSIS OF ORDINANCE A north/south alley south of Hugh
Street between Ohio & McCulloch Streets and North of the first
east/west alley North of Eliza Street.

D-93-11-08

EFFECT OF PASSAGE Property is currently a dedicated public
right-of-way. Property will be vacated and revert to the
ownership of the adjacent property owners.

EFFECT OF NON-PASSAGE Property will remain dedicated public
right-of-way.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

(ASSIGN TO COMMITTEE) _____

FACT SHEET

G-93-11-08

BILL NUMBER

**Division of Community
Development & Planning****BRIEF TITLE**

Alley Vacation Ordinance

APPROVAL DEADLINE**REASON****DETAILS****Specific Location and/or Address**

North-South alley south of Hugh Street
between Ohio and McCulloch and north of
the 1st alley north of Eliza Street.

Reason for Project

Safety issues in neighborhood.

Discussion (Including relationship to other Council actions)

15 November 1993 - Public Hearing

Dorothy Mitchell, petitioner, 1422 Hugh Street appeared before the Commission. Ms. Mitchell stated that she has lived at this location since 1943 and now the neighborhood has changed. She stated that they use the alley as a "highway". She stated that it is not safe for the senior citizens that live in the area. She stated that this alley runs down the side of her home and her grandchildren play along this alley. She stated that when this property was purchased in 1943 the city told them that the alley was there for access to the houses on McCulloch Street in case of fire. She stated however it has become a public right-of-way and a traffic hazard to the senior citizens and children in the area.

There was no one else who spoke in favor of or in opposition to the proposed vacation.

POSITIONS**RECOMMENDATIONS****Sponsor**

City Plan Commission

Area Affected

City Wide

Other Areas

**Applicants/
Proponents**Applicant(s)
Dorothy Mitchell

City Department

Other

Opponents

Groups or Individuals

Basis of Opposition

**Staff
Recommendation**☒ For ☐ Against

Reason Against

**Board or
Commission
Recommendation**

By

☒ For ☐ Against
☐ No Action Taken☐ For with revisions to conditions
(See Details column for conditions)**CITY COUNCIL
ACTIONS
(For Council
use only)**☐ Pass ☐ Other
☐ Pass (as amended) ☐ Hold
☐ Council Sub. ☐ Do not pass

DETAILS

22 November 1993 - Business Meeting

Motion was made and seconded to return the ordinance to the Common Council with a DO PASS recommendation contingent upon the petitioner providing utility easements or relocations as needed.

Of the seven (7) members present, six (6) voted in favor of the motion, one (2) did not vote. Motion carried.

POLICY/PROGRAM IMPACT

Policy or Program Change	<input type="checkbox"/> No <input type="checkbox"/> Yes
Operational Impact Assessment	

(This space for further discussion)

Project Start

Date 20 September 1993

Projected Completion or Occupancy

Date 31 January 1994

Fact Sheet Prepared by

Date 31 January 1994

Patricia Biancaniello

Reviewed by

Date 7 February 1994

Reference or Case Number

From the Desk of:

Pat Biancaniello

2-9-94

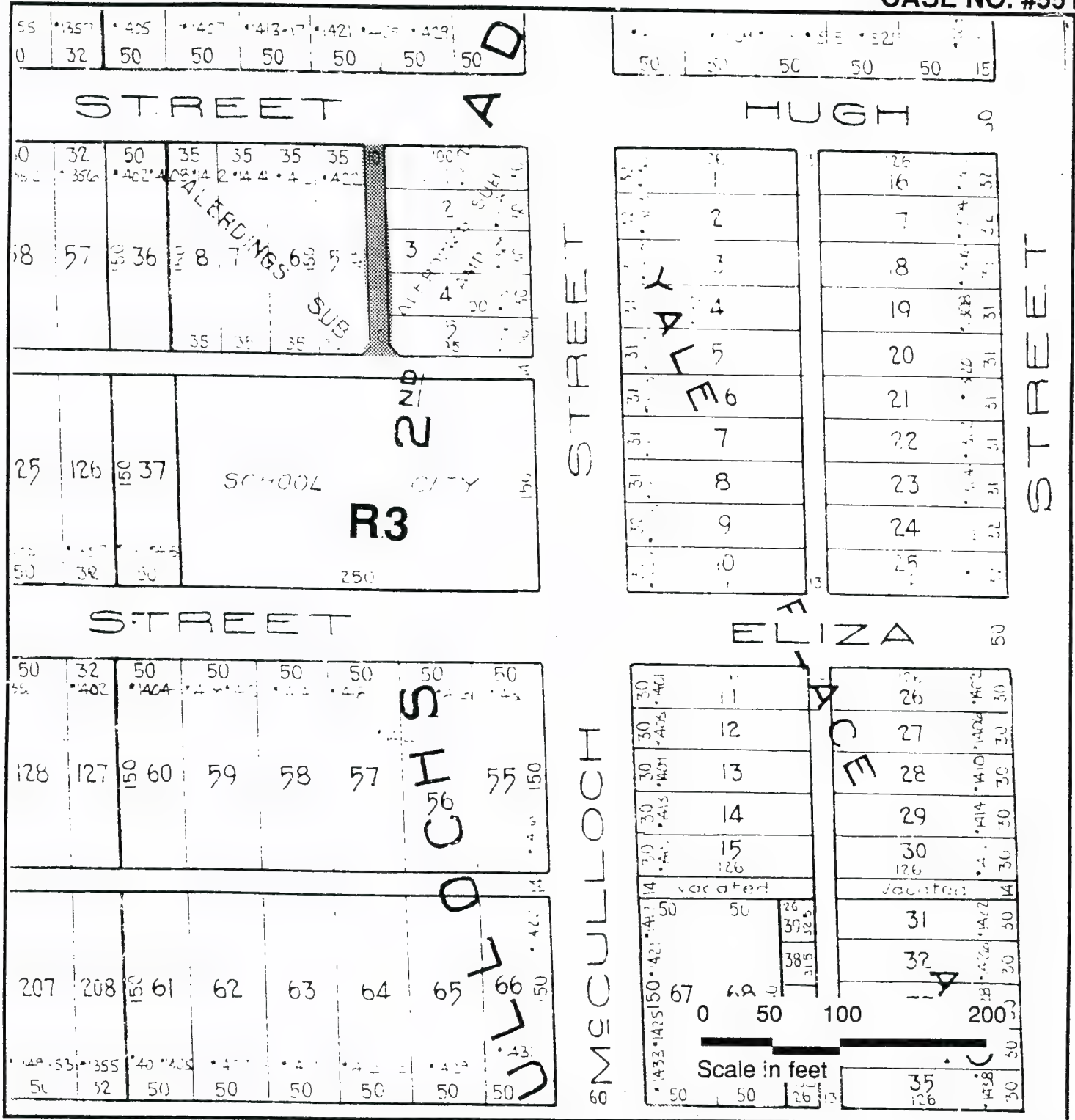
Contact:

Dorothy Mitchell
1422 Hugh St
City 03
PHONE: 424-3808

VACATION PETITION

AREA MAP

CASE NO. #551



COUNCILMANIC DISTRICT NO. 1

Map No.: O-2
LW 10-22-93

R1	One-Family	B1	Limited Business	M1	Light Industrial
R2	Two-Family	B2	Planned Shopping Center	M2	General Industrial
R3	Multi-Family	B3	General Business	M3	Heavy Industrial
RA/RB	Residential	B4	Roadside Business	MHP	Mobile Home Park
PUD	Planned Unit Dev.	POD	Professional Office District	IA	Interchange Access

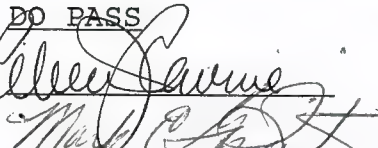
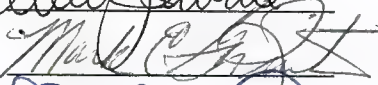
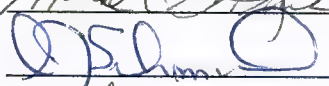
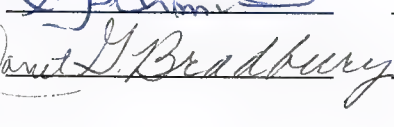
BILL NO. G-93-11-08

REPORT OF THE COMMITTEE ON
REGULATIONS
REBECCA J. RAVINE - MARK E. GIAQUINTA - CO-CHAIR
DONALD J. SCHMIDT
JANET G. BRADURY

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS

REFERRED AN (ORDINANCE) ^{XXXXXXXXXX}(~~RESOLUTION~~) amending the Thoroughfare
Plan of the City Comprehensive ("Master") Plan by vacating an alley
thereof

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (~~RESOLUTION~~)

<u>DO PASS</u>	<u>DO NOT PASS</u>	<u>ABSTAIN</u>	<u>NO REC</u>
			
			
			
			

DATED: 3-8-94.

Sandra E. Kennedy
City Clerk



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1208

SANDRA E. KENNEDY, CITY CLERK

February 23, 1994

Ms. Connie Lambert
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Lambert:

Please give the attached full coverage on the date of February 26, 1994,
in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. G-93-11-08
Alley Vacation Ordinance

Bill No. G-93-08-06
Alley Vacation Ordinance

Please send us 3 copies of the Publisher's Affidavit from both
newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 2



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1208

SANDRA E. KENNEDY, CITY CLERK

February 23, 1994

Dorothy Mitchell
1422 Hugh St
Fort Wayne, IN 46803

NOTICE OF PUBLIC HEARING ON BILL NO. G-93-11-08

You are hereby notified that the Common Council of Fort Wayne will conduct a public hearing on Tuesday, March 8, 1994, at 5:30 P.M., (EST) in the Common Council Conference Room 128, 1st floor, City-County Building, One Main Street, Fort Wayne, Indiana, on the following:

North-South alley south of Hugh Street between
Ohio and McCulloch and north of the 1st alley
north of Eliza Street - Safety issues in
neighborhood

All interested parties are invited to appear and be heard.

FORT WAYNE COMMON COUNCIL

Sandra E. Kennedy
City Clerk

NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL
(BILL NO. G-93-11-08)

Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, March 8, 1994, at 5:30 P.M., (E.S.T.) in the Common Council Conference Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:

The 10 foot wide alley in Alerdings Sub-Lot 5 beside the house, 1422 Hugh Street. It runs north and south from Hugh Street to the city alley - east and west between McCulloch and Ohio Streets - South of 1422 Hugh Street property. Beginning at the Northeast corner of Lot #5 Alerding's Subdivision; south along the east property line of said Lot #5 to point of intersection with north right-of-way line of the east-west alley east to the southwest corner of Lot #5 of Alerding Subdivision and north along the west property lines of Lots 5, 4, 3, 2 and 1 of said addition east along the south right-of-way line of Hugh Street to the point of beginning.

All interested parties are invited to appear and be heard.

FORT WAYNE COMMON COUNCIL

A handwritten signature in cursive script that reads "Sandra E. Kennedy".

Sandra E. Kennedy
City Clerk

* P.01 *

* TRANSACTION REPORT *

* FEB-23-94 WED 11:37 *

* DATE START RECEIVER TX TIME PAGES TYPE NOTE *

* FEB-23 11:35 94618230 2'25" 4 SEND *

* *****



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1208

SANDRA E. KENNEDY, CITY CLERK

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SEK/ne
ENCL: 2

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All interested parties are invited to appear and be heard.

FORT WAYNE COMMON COUNCIL

A handwritten signature in cursive script that reads "Sandra E. Kennedy".

Sandra E. Kennedy
City Clerk

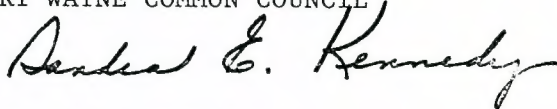
NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL
(BILL NO. G-93-08-06)

Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, March 8, 1994, at 5:30 P.M.,(EST), in the Common Council Conference Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:

The first alley West of Fairfield Avenue from the South property line of Nuttman Avenue to the North property line of the first alley South of Nuttman Avenue; immediately adjacent to and West of Lots 1, 2 and 3 and immediately adjacent to and East of Lot 4 in Josephine M. Zimmerman's Addition Subdivision of part Ewing's Out Lot No. 2 in the City of Fort Wayne, Indiana.

All interested parties are invited to appear and be heard.

FORT WAYNE COMMON COUNCIL

A handwritten signature in cursive script that reads "Sandra E. Kennedy".

Sandra E. Kennedy
City Clerk

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
-- number of equivalent lines

Head -- number of lines

Body -- number of lines

Tail -- number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

26 lines, 1 columns wide equals 26 equivalent lines
at .33 cents per line

\$ 8.58

Additional charge for notices containing rule or tabular work
(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

1.00

TOTAL AMOUNT OF CLAIM

\$ 9.58

DATA FOR COMPUTING COST

Width of single column 12.5 ems

Number of insertions 1

Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: Feb 26, 19 94

Title: Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)
) ss:
Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned Cindy Gillenwater who, being duly sworn, says that he/she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time 2/26/94, the dates of publication being as follows:

Subscribed and sworn to before me this 26th day of Feb, 19 94.

MARY L ADKISON
NOTARY PUBLIC STATE OF INDIANA
ALLEN COUNTY
MY COMMISSION EXP JUNE 14, 1997

Notary Public

NOTICE OF PUBLIC HEARING
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(BILL NO. G-93-11-08)

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A 10 foot wide alley in Alerdings Sub-Lot 5, beside a house, 1422 Hugh Street. It runs north and south on Hugh Street to the city alley - east and west between McCulloch and Ohio Streets - South of 1422 Hugh Street property. Beginning at the North-east corner of Lot #5 Alerding's Subdivision; south along the east property line of said Lot #5 to point of intersection with north right-of-way line of the east-east alley east to the southwest corner of Lot #5 of Alerding Subdivision and north along the west property lines of Lots 5, 4, 3, 2 and 1 of said addition east along the south right-of-way line of Hugh Street to a point of beginning.

Interested parties are invited to appear and be heard.

-26 #779

PUBLISHER'S CLAIM

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Subscribed and sworn to before me this 26th day of Feb, 19 94

MARY L ADKISON
NOTARY PUBLIC STATE OF INDIANA
ALLEN COUNTY
MY COMMISSION EXP JUNE 14, 1997

Notary Public

My commission expires:

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FORT WAYNE COMMON COUNCIL
(BILL NO. G-93-11-08)
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All interested parties are invited to appear and be heard.
2-26 #779